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BEFORE THE ARIZONA CORPORATION COMMISSION

GARY PIERCE, Chairman

PAUL NEWMAN, Commissioner

SANDRA D. KENNEDY, Commissioner

BOB STUMP, Commissioner

BRENDA BURNS, Commissioner

2011 JAN 28 P 3:26

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION
OF GILA BEND POWER PARTNERS,
L.L.C., OR THEIR ASSIGNEE(S), IN
CONFORMANCE WITH REQUIREMENTS
OF ARIZONA REVISED STATUTES
SECTIONS 40-360-01 et seq., FOR A
CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AUTHORIZING THE
CONSTRUCTION OF A NATURAL GAS-
FIRED, COMBINED CYCLE
GENERATING PLANT, SWITCHYARD,
AND RELATED FACILITIES IN THE
TOWN OF GILA BEND, MARICOPA
COUNTY, ARIZONA LOCATED IN THE
SOUTH WEST QUARTER OF SECTION
19, TOWNSHIP 5 SOUTH RANGE 5
WEST, GILA AND SALT RIVER BASE
AND MERIDIAN.

DOCKET NO. L-00000V-00-0106

CASE NO. 106

Arizona Corporation Commission
DOCKETED

JAN 28 2011

DOCKETED BY

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IN THE MATTER OF THE APPLICATION
OF GILA BEND POWER PARTNERS AND
ITS ASSIGNS IN CONFORMANCE WITH
THE REQUIREMENTS OF ARIZONA
REVISED STATUTES 40-360.03 AND 40-
360.06 FOR A CERTIFICATE OF
ENVIRONMENTAL COMPATIBILITY
AUTHORIZING CONSTRUCTION OF
ONE 500kV TRANSMISSION LINE AND
THE WATERMELON SWITCHYARD IN
MARICOPA COUNTY, ARIZONA
ORIGINATING AT THE PROPOSED GILA
BEND POWER PARTNERS POWER
PROJECT LOCATED NORTHWEST OF
THE CENTER OF THE TOWN OF GILA
BEND, ARIZONA (SECTION 19,
TOWNSHIP 5 SOUTH, RANGE 5 WEST,
G&SRB&M) AND TERMINATING AT
THE PROPOSED WATERMELON
SWITCHYARD SECTION 22, TOWNSHIP
5 SOUTH, RANGE 4 WEST, A DISTANCE
OF APPROXIMATELY 9 MILES.

DOCKET NO. L-00000V-00-0109

CASE NO. 109

COMMENT ON STAFF'S PROPOSED ORDERS


Gila Bend Power Partners, L.L.C. ("GBPP") respectfully submits the following comment on Staff's Proposed Orders filed in these matters on January 19, 2011.

In its Proposed Orders and accompanying Open Meeting Memoranda, Staff recommends extending GBPP's CECs for the requested seven years but adding a condition that GBPP may request further extensions "provided that the subject GBPP facilities have been substantially constructed as of the time of such extension request." In discussions with Staff, GBPP learned that this language was added to two recently extended CECs in other dockets.¹ In both of those cases, the extensions were requested and granted for ten years. GBPP does not oppose Staff's recommended condition but requests that its CECs in these matters also be extended for ten years, rather than seven years as initially requested. Since the "substantially constructed" condition is more restrictive than the current condition regarding the CECs' terms, ten year extensions are more appropriate, as in the two prior cases where the Commission granted ten year extensions.

This same comment is being made to Staff's Proposed Order in Line Siting Case No. 119 (Docket No. L-00000V-02-0119).

RESPECTFULLY SUBMITTED this 28th day of January, 2011.

LEWIS AND ROCA



Thomas H. Campbell
Matthew G. Bingham
40 N. Central Avenue
Phoenix, Arizona 85004
Attorneys for Gila Bend Power Partners, L.L.C.

¹ See Decision No. 71951 (Nov. 1, 2010), Docket No. L-00000BB-01-0118 (regarding extension of CEC for Bowie Power Station); and Decision No. 72007 (Dec. 10, 2010), Docket No. L-00000U-00-0103-00000 (regarding extension of CEC for Diné Power Authority's 500kV Transmission Line).

1 ORIGINAL and thirteen (13) copies were
2 filed this 28th day of January, 2011, with:

3 Arizona Corporation Commission
4 Hearing Division – Docket Control
5 1200 West Washington Street
6 Phoenix, Arizona 85007

7 COPY of the foregoing was hand-delivered
8 this 28th day of January, 2011, to:

9 Lynn Farmer, Chief Administrative Law Judge
10 Hearing Division
11 Arizona Corporation Commission
12 1200 W. Washington Street
13 Phoenix, Arizona 85007

14 Steven Olea, Director
15 Utilities Division
16 Arizona Corporation Commission
17 1200 W. Washington Street
18 Phoenix, Arizona 85007

19 Janice Alward, Chief Counsel
20 Legal Division
21 Arizona Corporation Commission
22 1200 W. Washington Street
23 Phoenix, Arizona 85007

24 COPY of the foregoing was mailed
25 this 28th day of January, 2011, to:

26 John J. Foreman
PAD/CPA
Office of the Attorney General
1275 West Washington Street
Phoenix, Arizona 85007

